

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TATYANA EVGENIEVNA
DREVALEVA,

Plaintiff,

v.

LAUREL BEELER, et al.,

Defendants.

Case No. [20-cv-00642-JD](#)

ORDER RE IFP STATUS

In Tatyana Drevaeva's pending appeal, the Ninth Circuit made a limited referral back to this Court to determine whether a prior grant of in forma pauperis status should continue, or whether the appeal is frivolous or taken in bad faith. Dkt. No. 39.

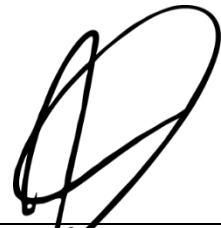
Drevaeva's appeal is frivolous. In this case, Drevaeva has sued Magistrate Judge Laurel Beeler for her rulings in, and handling of, Drevaeva's previous case against her former employer and others, *Drevaeva v. Alameda Health System et al.*, Case No. 3:16-cv-07414-LB, to which Judge Beeler was assigned as presiding judge. Judge Beeler's order dismissing Drevaeva's complaint in that case was affirmed by the Ninth Circuit in Case No. 17-16382. In any event, Drevaeva's complaint in this case takes aim at Judge Beeler's actions as a judicial officer, and as such, it is squarely barred by the judicial immunity doctrine. *See Stump v. Sparkman*, 435 U.S. 349, 356-57 (1978); *see also Ashelman v. Pope*, 793 F.2d 1072, 1076 (9th Cir. 1986).

The Court consequently would have revoked Drevaeva's IFP status for her appeal because her action has no arguable basis in fact or law, but it appears that step is unnecessary now that Drevaeva has paid the \$505.00 filing fee for her appeal. Dkt. No. 40.

The Clerk is requested to forward this order to the Ninth Circuit in Case No. 20-17523.

IT IS SO ORDERED.

Dated: January 25, 2021



JAMES DONATO
United States District Judge

United States District Court
Northern District of California